

AMENDED IN ASSEMBLY AUGUST 21, 2006

AMENDED IN ASSEMBLY AUGUST 10, 2006

AMENDED IN SENATE MARCH 21, 2006

SENATE BILL

No. 1200

Introduced by Senator Hollingsworth

January 24, 2006

An act to amend Section 3240.5 of, and to add Section 3241 to, the Fish and Game Code, relating to hunting.

LEGISLATIVE COUNSEL'S DIGEST

SB 1200, as amended, Hollingsworth. Hunting: commercial hunting club licenses.

Existing law establishes the Department of Fish and Game in the Resources Agency. Existing law authorizes the department to regulate commercial hunting clubs. Existing law requires a person in possession or control of property who imposes or collects a fee for the privilege of taking birds or mammals on that property, or who imposes or collects a fee for any type of entry or use permit that includes the privilege of taking birds or mammals on that property, to obtain a commercial hunting club license from the department, as prescribed. Existing law requires that license to be issued to any person upon the payment of a fee, as specified. Existing law exempts from the application of these provisions any hunting club or program licensed under other provisions of the Fish and Game Code and any person who receives less than \$50 per entrant to the club ~~or~~ and an annual total of fees that is less than \$500.

This bill would recast those provisions to require a person, including, but not limited to, a renter or lessee, in possession or

control of property on or with respect to which a fee for the privilege of taking birds or mammals is imposed or collected, or on or with respect to which a fee for any type of entry or use permit that includes the privilege of taking birds or mammals on the property is imposed or collected, unless exempted as described above, to obtain a commercial hunting club license. The bill *additionally* would ~~additionally~~ exempt from having to obtain a commercial hunting club license any landowner who rents or leases his or her property to a commercial hunting club and is not involved in the operation of the club. The bill *also* would ~~also allow~~ *authorize* the department to permit a commercial hunting club that leases or rents more than one property for hunting purposes to submit one application listing each of the properties for which they are seeking a license, but would ~~specify that require~~ the department ~~may~~ to assess a separate license fee for each property to be licensed.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3240.5 of the Fish and Game Code is
- 2 amended to read:
- 3 3240.5. (a) A person, including, but not limited to, a renter or
- 4 lessee, in possession or control of property on or with respect to
- 5 which a fee for the privilege of taking birds or mammals is
- 6 imposed or collected, or on or with respect to which a fee for any
- 7 type of entry or use permit that includes the privilege of taking
- 8 birds or mammals on the property is imposed or collected, is
- 9 maintaining a commercial hunting club if birds or mammals are
- 10 taken on the property, and shall procure a “commercial hunting
- 11 club license.”
- 12 (b) This article does not apply to any of the following:
- 13 (1) Any hunting club or program licensed under other
- 14 provisions of this code.
- 15 (2) Any person who receives less than fifty dollars (\$50) per
- 16 entrant and receives less than a total of five hundred dollars
- 17 (\$500) between July 1 and the following June 30 for permission,
- 18 entry access, or use fees that include the privilege of hunting on
- 19 property in his or her possession or control.

1 (3) Any landowner who rents or leases his or her property to a
2 commercial hunting club and is not involved in the operation of
3 the club.

4 SEC. 2. Section 3241 is added to the Fish and Game Code, to
5 read:

6 3241. The department may permit a commercial hunting club
7 that leases or rents more than one property for hunting purposes
8 to submit one application listing each of the properties for which
9 they are seeking a license. The department ~~may~~ *shall* assess a
10 separate license fee for each property to be licensed, except as
11 otherwise provided under this code.